



STATE OF MICHIGAN

JENNIFER M. GRANHOLM
GOVERNOR

EMERGENCY TELEPHONE SERVICE COMMITTEE
EAST LANSING

SHERIFF DALE GRIBLER
CHAIR

ETSC MEETING
Little Bear East Conference Center
St. Ignace, Michigan

September 19, 2005
10 a.m.

MEETING MINUTES

| MEMBERS PRESENT | REPRESENTING |
|---|--|
| Sheriff Dale Gribler, Chair | Michigan Sheriffs' Association |
| Mr. John Bawol | Assn. of Public Safety Comm. Officials |
| Ms. Jeannine Benedict (by teleconference) | Dept. of Labor and Economic Growth |
| Mr. Steve Berenbaum (by teleconference) | Telecommunications Association of Michigan |
| Mr. Dale Berry | Michigan Association of Ambulance Services |
| Mr. William Charon, Vice Chair | Michigan Communications Directors Assoc. |
| Mr. Lloyd Fayling | Public Member, Senate Appointee |
| Ms. Suzan Hensel | National Emergency Number Association |
| Chief Kay Hoffman | Michigan Association of Chiefs of Police |
| Mr. John Hunt (by teleconference) | Public Member, Governor's Appointee |
| Mr. Dan Kearney (by teleconference) | Michigan Public Service Commission |
| Lt. Col. Thomas Miller | Department of State Police |
| Tpr. Michael Moorman | Michigan State Police Troopers Association |
| Mr. Charles Nystrom | Public Member, House Appointee |
| Mr. Scott Temple (by teleconference) | Commercial Mobile Radio Service |
| MEMBERS ABSENT | REPRESENTING |
| Mr. John Buczek | Fraternal Order of Police |
| Mr. Hugh Crawford | Michigan Association of Counties |
| Undersheriff Jim Hull | Deputy Sheriff's Association |
| Mr. Paul Hufnagel | Michigan Professional Firefighters Association |
| Mr. Robert Struck | UP Emergency Medical Services Corporation |
| Chief Paul Trinka | Michigan Association of Fire Chiefs |
| STAFF SUPPORT | REPRESENTING |
| Ms. Harriet Miller-Brown | Department of State Police |
| Ms. Janet Hengesbach | Department of State Police |

ROLL CALL

The Emergency Telephone Service Committee (ETSC) meeting was called to order by Sheriff Dale Gribler at 10 a.m. Roll call was taken and a quorum was present for the meeting.

Sheriff Gribler opened the meeting by thanking Ms. Pam Matelski (formerly of Mackinac County and presently representing Department of State Police) and Mr. Bryce Tracy of Mackinac County for securing the venue and to Mr. Jim Loeper of Gogebic County for providing the refreshments for today's meeting.

Association of Public Safety Communications Officials • Commercial Mobile Radio Service • Department of Labor and Economic Growth •
Department of State Police • Deputy Sheriff's Association • Fraternal Order of Police • Michigan Association of Ambulance Services •
Michigan Association of Chiefs of Police • Michigan Association of Counties • Michigan Communications Directors Association • Michigan Association of Fire Chiefs •
Michigan Professional Firefighters Union • Michigan Public Service Commission • Michigan Sheriffs' Association • Michigan State Police Troopers Association •
National Emergency Number Association • Telecommunications Association of Michigan • Upper Peninsula Emergency Medical Services •
Members of the general public appointed by the Governor, Speaker of the House, and Majority Leader of the Senate

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APPROVAL OF MINUTES

A **MOTION** was made by Chief Kay Hoffman to approve the minutes of the August 16, 2005 ETSC meeting. Supported by Mr. John Bawol, the **MOTION** carried.

A **MOTION** was made by Mr. Charles Nystrom to approve the minutes of the June 21, 2005 ETSC meeting. Supported by Ms. Suzan Hensel, the **MOTION** carried.

CORRESPONDENCE

The ETSC received a letter from Rep. Mike Rogers thanking the committee for their endorsement for funding technology upgrades for the LEIN initiative. Lt. Col. Thomas Miller gave the committee an update on the LEIN legislation. The upgrade on the LEIN system has begun. Approximately 1.2 million in funding has been received but an additional 1.7 million is needed. The legislation has moved into the Senate. Lt. Colonel Miller reported that Rep. Bart Stupak (D-Michigan) has sent a letter to the delegation that will be forwarded to the Criminal Justice Committee in the Senate to earmark additional money for project.

OLD BUSINESS

A. Updates on ETSC appointments

Sheriff Gribler reported that Mr. John Hunt and Mr. Scott Temple have been reappointed to the ETSC by Governor Granholm.

Sheriff Gribler introduced Ms. Jeannine Benedict (who was present via conference call) from the Department of Labor and Economic Growth (DLEG) who will replace Ms. Norene Lind on the ETSC.

B. Tracfone update

Tracfone contacted the State 9-1-1 Administrator's office earlier this year requesting approximately \$541,000 reimbursement from the State of Michigan for wireless 9-1-1 surcharge that was submitted by Tracfone several years ago. This request was forwarded to the Attorney General's office. The ETSC representative at the AG's office has reviewed the information and his opinion is that the ETSC does not have the statutory authority to administratively authorize a refund. The Attorney General's office advised Tracfone that no administrative mechanism is in place to refund the monies. The AG's office has referred the request to the Michigan Department of Treasury.

C. LEIN Letter

Lt. Colonel Miller discussed this issue at the beginning of today's meeting and had no additional comments.

D. Letter to Congress re: Enhance 9-1-1 Act

A letter was sent to Congress in July from the ETSC urging support for appropriations. Ms. Miller-Brown reported that just recently Senator Hillary Clinton introduced legislation recommending 5 million dollars to be appropriated to the Enhanced 9-1-1 act. However, given its progress on Phase II 9-1-1, Michigan may not qualify for first year distribution as other states have a greater need.

E. Letter to Chair of FCC re: VoIP

A letter was sent to the Chair of the FCC in July from the ETSC. It has come to our attention that in addition to the ETSC's comment filed with the FCC, the State of Texas recently has filed a comment brief citing the ETSC's position regarding VoIP in support of the need for some sort of registration requirement and standards to access and deliver 9-1-1.

NEW BUSINESS

A. ETSC Meeting Dates

The dates for the 2006 ETSC meetings are as follows: Tuesday March 21, Tuesday June 20, Tuesday September 19 and Tuesday December 12, 2006. Locations will be announced prior to each meeting.

Sheriff Gribler reminded the committee members at the next ETSC meeting will be the election of Chair and Vice Chair and a new group photo will be taken following the meeting.

Sheriff Gribler noted that a copy of the 2005 Annual Report to the Legislature is located in members' packets. He commented on the great work of the ETSC and the 9-1-1 community.

B. SBC/Verizon Invoices

Invoices from SBC and Verizon totaling \$463,855.11 were submitted to the State 9-1-1 Administrative office from the Michigan Public Service Commission for approval from the ETSC. Ms. Suzan Hensel made a **MOTION** to approve the invoices from SBC and Verizon, Chief Kay Hoffman supported, the **MOTION** carried.

C. Appeal from Baraga County

This appeal is in reference to the ETSC's adoption of the position that road signs are not an allowable 9-1-1 expense from wireless/wireline funds.

Lt. John Loyd representing Baraga County explained to the committee that Baraga County initiated an addressing project in January 2002. At that time they did not have an established addressing system or addressing ordinance. They would like the opportunity to complete this project to have appropriate signage in their county. The project had been listed in the county's annual report to the ETSC in past years. The project has taken longer than expected due to the enormity of the project and delays by the vendor. Mr. William Charon reminded the members that this issue came to the Certification Subcommittee who made the recommendation to the ETSC that addressing (and signage) should be a Disallowable wireless/wireline expense (The change was approved at the December 2004 ETSC meeting) However Ontonagon and Keweenaw counties had also undertaken the addressing project prior to the recent ETSC decision and were grandfathered in as to not have to return the wireless/wireline monies. Mr. Lloyd Fayling made a **MOTION** to grandfather the Baraga County project as with the other two counties (Ontonagon/Keeweenaw) without changing the further restrictions for other counties. Supported by Mr. Dale Berry. Following discussion by the committee and roll call vote, the **MOTION** carried.

| Yes – Approve | No - Disapprove |
|---------------|-----------------|
| Bawol | Nystrom |
| Temple | Charon |
| Benedict | |
| Miller | |
| Hunt | |
| Berry | |
| Hoffman | |
| Kearney | |
| Gribler | |
| Moorman | |
| Hensel | |
| Fayling | |
| Berenbaum | |

CMRS SUBCOMMITTEE REPORT

A. Review of Invoices

Lt. Col. Thomas Miller reviewed the most recent invoices with the committee. Support staff had previously removed all information identifying the CMRS suppliers from the documents. Contact was made by support staff with the Department of Treasury representatives to confirm the CMRS suppliers are registered with the State of Michigan and that funding has been contributed under the Federal Identification numbers provided by the suppliers.

A **MOTION** was made by Lt. Colonel Miller to approve invoices 05-0032, 05-0033, 05-0034, 05-0035, 05-0036, 05-0037, 05-0039, 05-0040, 05-0041 in the amount of \$306, 620.16. Supported by Ms. Hensel, the **MOTION** carried.

A **MOTION** was made by Lt. Colonel Miller to approve invoices 05-0029, 05-0030, 05-0031, 05-0045, 05-0046 in the amount of \$442,265.31. Supported by Chief Hoffman, the **MOTION** carried.

A **MOTION** was made by Lt. Colonel Miller to approve invoice 05-0038 in the amount of \$187,984.05. Supported by Chief Hoffman, the **MOTION** carried.

A **MOTION** was made by Lt. Colonel Miller to approve invoices 05-0042, 05-0043b in the amount of \$27,298.74. Supported by Chief Hoffman. This supplier did not have funds available for the initial invoice 05-0043. The supplier was notified of the shortage of funds available and resubmitted invoice 05-0043b for the amount available. The **MOTION** carried.

Lt. Colonel Miller noted there is approximately 27.1 million available in the CMRS fund following payment of the above invoices. However, the legislature will be removing 15 million from the fund to use toward the payment of the bond debt on the State radio system. This will leave 12.1 million in the CMRS fund.

LEGISLATIVE ACTION SUBCOMMITTEE REPORT

Lt. Colonel Miller reported that Ms. Regina Bell from SBC has resigned from the Legislative Action Subcommittee. The subcommittee will be looking for a representative from the telco industry to replace her. Any interested parties are to send a letter to the State 9-1-1 Administrator's office. He also reminded the members that the next LAS meeting will be Thursday September 22 at the State Secondary Complex.

The Subcommittee has developed proposed legislation that will include two items: the extension of the sunset date to December 1, 2008 and language to incorporate prepaid wireless into the wireless surcharge. Ms. Miller-Brown recently met with Sen. Bruce Patterson who is interested in sponsoring and supporting this legislation. Rep. Mike Nofs, (Chair of House Energy/Tech Committee) also has a copy of the legislation. Once the Michigan Telecommunications Act is wrapped up in a couple of weeks she believes they will start working on this legislation. Sen. Patterson indicated that he would like to move on this as soon as possible. Lt. Colonel Miller briefly discussed the rationale behind the December 1, 2008 sunset extension date. This date was chosen as the LAS did not want to go too long into the future but long enough to look for an alternative funding mechanism that is workable for the 9-1-1 community. Mr. Fayling noted his concern regarding the December 2008 deadline – he does not feel this is long enough time to get legislation passed.

Lt. Colonel Miller and Ms. Miller-Brown briefly discussed the work of the recently formed Stable Funding Work Group. The group meets approximately every two weeks. There is broad

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representation with two more people recently added to the work group. Some of the issues they have been discussing include funding mechanism – what can be funded through a mechanism requiring local action, what can be funded at a state level, how long can revised legislation last, control at the local level, fund protection and others.

POLICY SUBCOMMITTEE REPORT

Mr. Dale Berry's noted that his subcommittee has not met recently. He is going to call a meeting to discuss the issue of ETSC Endorsements. He intends to have a report on this at the December meeting.

CERTIFICATION SUBCOMMITTEE REPORT

A. Certification of Counties

Mr. Charon reminded the members that under the statute all counties are to be compliant with Phase II requirements by June 30, 2005 otherwise they can only spend their wireless monies on becoming compliant. Mr. Charon reported that as of the June 30 deadline the Certification Subcommittee found that Ogemaw, Gratiot and the Detroit Service district were not in compliance with Phase II requirements. Mr. Charon made a **MOTION** that all 83 counties be certified for distribution of wireless funds for the next quarter with restrictions placed on Ogemaw, Gratiot and the Detroit Service District. Supported by Mr. Nystrom. Mr. Charon noted the counties/service district not in compliance will be receiving a letter to inform them of this decision. Following discussion with committee members, the **MOTION** carried.

B. Update on Compliance Reviews

Mr. Charon updated the members regarding the recent county compliance reviews. Leelanau County is complete with the report currently being drafted. There were no problems with this review. Isabella County is a *random review* with the site visit scheduled for Friday September 23. The Kent County committee has met once and is currently reviewing the large amount of documentation that was received. Another compliance review team meeting is scheduled for October. Kent County is a *for cause* review.

EMERGING TECHNOLOGY SUBCOMMITTEE REPORT

Mr. Fayling briefly discussed a draft recommendation to PSAPs concerning the development of an internal policy to oversee the accuracy of caller 9-1-1 location data. The subcommittee was careful to make this document as generic as possible and recommend that every PSAP have something in place internally to verify location accuracy. The draft document will be forwarded to the Policy Subcommittee for review and recommendation to the ETSC.

DISPATCHER TRAINING SUBCOMMITTEE REPORT

A. 2005 Dispatcher Training Application Packet

Tpr. Mike Moorman noted when the subcommittee last met on September 7; they reviewed the documents for the 2006 Dispatcher Training Fund Application process. Some minor changes were made on the forms. The packets will be mailed to PSAPs in the next few weeks with a return date of Friday February 3, 2006 to the State 9-1-1 Administrator's office.

B. Allowable/Disallowable Training Funds

Research for this document was done by Mr. John Bawol and Mr. Joe VanOosterhout then brought to the Dispatcher Training Subcommittee. The document was developed to show Allowable/Disallowable expenditures as it pertains to training dollars being used. It adds conferences with approved courses using the MCOLES model in which personnel must attend 6

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hours of MCOLES approved training within a 24-hour time frame. The Dispatcher Training Subcommittee will continue the MCOLES certification process for conferences to be sure of this requirement. An addition to Disallowable Expenditures, the document addresses using funds for reimbursement of monetary incentives or rewards for training as part of the regularly paid work schedule. The committee made recommendations for changes to be made on this document. Tpr. Moorman made a **MOTION** to approve the Allowable/Disallowable Wireless Training funds with recommended changes. Mr. Bawol supported, the **MOTION** carried.

Mr. Bawol made a **MOTION** to approve the 2006 Dispatcher Training Application packet, Mr. Nystrom supported, the **MOTION** carried.

Dispatcher Training Standards Workgroup –Chair Moorman noted they are in the process of putting together a workgroup to address and research minimum dispatcher training standards. Tpr. Moorman along with Ms. Miller-Brown will participate in this group. He has sought applications from PSAP center supervisors for participation on this workgroup.

STATE 9-1-1 ADMINISTRATORS REPORT

Ms. Miller-Brown told the members that the first 22 pages of the 2005 Annual Report to the Legislature are the most informative of this report. It gives much information about the counties and 9-1-1 community activities in the past year.

On September 16th, there was an informational meeting for the metro area PSAPs with Vonage. A similar meeting will be held on Friday October 14 in West Branch. The State 9-1-1 Administrator's office will be the central location point for deployment information. There are still matters to be resolved but Vonage is scheduled to have E9-1-1 for its customers by the November 28, 2005 deadline set in the FCC's order.

The FCC Complaint with Dobson is still pending. There are still ongoing problems with accuracy and rebidding. Ms. Miller-Brown keeps the FCC officials updated regarding these problems.

PUBLIC COMMENT

Ms. Hensel is concerned about the continuation of the State 9-1-1 Administrator's Office. She wondered when the current legislation sunsets in December 2006, will that will remove the funding for this office. Ms. Miller-Brown said that is what will happen but if the LAS can get the sunset extension approved; the office will be funded until December 1, 2008.

NEXT MEETING

The next meeting will be Tuesday December 13, 2005 at the Capital Building Room #426. It was originally scheduled to be held at the new National Guard Armory facility in Lansing. However, since the emergency deployment of many troops due to hurricane Katrina, the building has been temporarily converted over to an Emergency Services facility.

Sheriff Gribler again thanked Ms. Matelski and Mr. Tracy for scheduling the facility and to Mr. Loeper for the refreshments.

ADJOURN

The meeting adjourned at 11:40 a.m.